

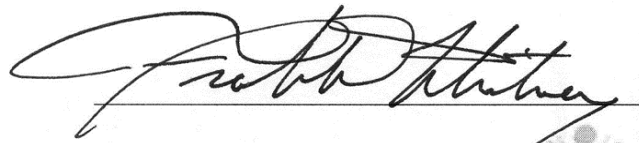
will remove this case from the trial calendar and terminate the deadlines set forth herein.¹

IT IS THEREFORE ORDERED that Plaintiff's Motion to Stay Proceedings (Doc. No. 70) is DENIED, and the parties' jointly prepared pretrial submissions shall be due October 29, 2021.

TAKE NOTICE that a pretrial conference shall take place in this matter immediately following docket call on November 1, 2021, in Courtroom #5B of the Charles R. Jonas Building, and jury selection will take place with the other matters appearing on the docket for this trial term on November 2, 2021.

IT IS SO ORDERED.

Signed: October 21, 2021


Frank D. Whitney
United States District Judge

¹ The Court notes, however, that Case Management Order in this case provides:

Whenever a civil action scheduled for a jury trial is settled or otherwise disposed of in advance of the actual trial, the Court may assess all jurors' costs (including Marshal's fees, mileage reimbursement, and per diem fees) equally against the parties or otherwise may determine appropriate assessments, unless the Clerk's office is notified at least one (1) full business day prior to the date on which the action is scheduled for trial or the parties establish good cause why the Court should not assess jury costs against them.

(Doc. No. 18, pp. 13-14). The stipulation of dismissal, if filed on October 29, 2021, must therefore be filed no later than 11:00 a.m. that day to give the Clerk of Court sufficient time during the business day to advise the jurors who are selected that they need not appear for trial on November 1, 2021.